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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA
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7 UNITED STATES OF AMERICA,)

8 Plaintiff,)

9 vs.)

10 CLIFTON JAMES JACKSON,)

11 Defendant.)
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3:11-cr-00142-RCJ-VPC-1

ORDER

13 On February 8, 2012, a jury convicted Defendant Clifton James Jackson of one count of
14 Possession of a Firearm by a Convicted Felon, 18 U.S.C. §§ 922(g)(1) and 924(a)(2). The Court
15 denied a motion for new trial that was grounded entirely on the FPD's alleged ineffective
16 assistance, which claims are not cognizable under Rule 33, but rather must be brought in federal
17 habeas corpus proceedings under 28 U.S.C. § 2255, or in some cases on direct appeal. *United*
18 *States v. Pirro*, 104 F.3d 297, 299–300 (9th Cir. 1997) (citing *United States v. Hanoum*, 33 F.3d
19 1128, 1130 (9th Cir. 1994)); accord *United States v. Mendoza*, Nos. 07–50002 and 09–50641,
20 2012 WL 1893538, at *2 (9th Cir. May 25, 2012) (citing *id.* at 299). Defendant has appealed,
21 and the appeal has been submitted for decision.

22 Defendant has now filed a Motion for Relief from Judgment (ECF No. 72), and the
23 United States has filed a Motion to Strike (ECF No. 73). The Court grants the latter motion.
24 Defendant is represented and may not file motions *in pro se*.

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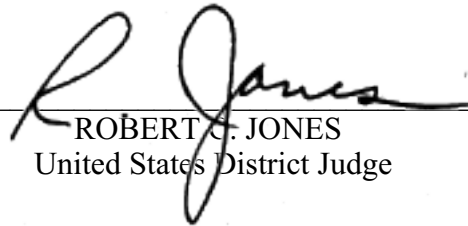
1 **CONCLUSION**

2 IT IS HEREBY ORDERED that the Motion to Strike (ECF No. 73) is GRANTED.

3 IT IS FURTHER ORDERED that the Motion for Relief from Judgment (ECF No. 72) is
4 STRICKEN.

5 IT IS SO ORDERED.

6 Dated this 26th day of November, 2013.

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9 ROBERT C. JONES
10 United States District Judge
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